

DECLARATION



As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

Methods of Diagnosing Muscle Damage

Serial No. 09/419,901, filed October 18, 1999.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application

| | | | Priority Claimed |
|----------|-----------|------------------------|---------------------|
| _____ | _____ | _____ | [] [X] |
| (Number) | (Country) | (Month/Day/Year Filed) | Yes No |

Prior U.S. Application

| | | | Priority Claimed |
|----------|-----------|------------------------|---------------------|
| _____ | _____ | _____ | [] [X] |
| (Number) | (Country) | (Month/Day/Year Filed) | Yes No |

| | | | Priority Claimed |
|----------|-----------|------------------------|---------------------|
| _____ | _____ | _____ | [] [X] |
| (Number) | (Country) | (Month/Day/Year Filed) | Yes No |

POWER OF ATTORNEY

We hereby appoint Stephen J. Scribner (Reg. No. 44,452) and Carol Miernicki Steeg (Reg. No. 39,539), care of PARTEQ Innovations, Room 1625, Biosciences Complex, Queen's University, Kingston, Ontario K7L 3N6, Canada as our attorneys or agents to prosecute this application, to make alterations and amendments therein, to receive the patent and all correspondence relating to this application, and to transact all business in the United States Patent and Trademark Office connected therewith, and the said attorneys or agents are hereby given full power of substitution and revocation.

Please address all correspondence concerning this application to Stephen J. Scribner, Parteq Innovations, Room 1625, Biosciences Complex, Queen's University, Kingston, Ontario K7L 3N6, Canada.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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First Inventor's Signature

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